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PTO/SB/05 (12/97)

Approved for use through 09/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 042390.P7279

Total Pages 2

First Named Inventor or Application Identifier Nimrod Diamant

Express Mail Label No. EL414970377US

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, D. C. 20231

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form  
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification (Total Pages 26)  
(preferred arrangement set forth below)
  - Descriptive Title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to Microfiche Appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claims
  - Abstract of the Disclosure
3. ☒ Drawings(s) (35 USC 113) (Total Sheets 8)
4. ☒ Oath or Declaration (Total Pages 4)
  - a. ☒ Unsigned
  - b. ☐ Copy from a Prior Application (37 CFR 1.63(d))  
(for Continuation/Divisional with Box 17 completed) (Note Box 5 below)
  - i. ☐ DELETIONS OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
5. ☐ Incorporation By Reference (useable if Box 4b is checked)  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☐ Microfiche Computer Program (Appendix)

7. ☐ Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)  
a. ☐ Computer Readable Copy  
b. ☐ Paper Copy (identical to computer copy)  
c. ☐ Statement verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

8. ☐ Assignment Papers (cover sheet & documents(s))  
9. ☐ a. 37 CFR 3.73(b) Statement (where there is an assignee)  
☒ b. Power of Attorney  
10. ☐ English Translation Document (if applicable)  
11. ☐ a. Information Disclosure Statement (IDS)/PTO-1449  
☐ b. Copies of IDS Citations  
12. ☐ Preliminary Amendment  
13. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)  
14. ☐ a. Small Entity Statement(s)  
☐ b. Statement filed in prior application, Status still proper and desired  
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)  
16. ☒ Other: Certificate of Mailing (1 page in duplicate)

17. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)  
of prior application No:

18. **Correspondence Address**

☐ Customer Number or Bar Code Label   
(Insert Customer No. or Attach Bar Code Label here)  
or  
☒ Correspondence Address Below

NAME Steven D. Yates, Reg. No 42,242  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
ADDRESS 12400 Wilshire Boulevard  
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CITY Los Angeles STATE California ZIP CODE 90025-1026  
Country U.S.A. TELEPHONE (503) 684-6200 FAX (503) 684-3245  
Express Mail Label: EL414970377US

Title: **APPARATUS AND METHOD FOR NETWORKING DRIVER PROTOCOL  
ENHANCEMENT**

Inventor(s): Nimrod Diamant

Our Reference: 042390.P7279

JC688 U.S. PTO  
09/443026



Respectfully submitted,

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

Steven. D. Yates

Reg. No. 42,242

November 18, 1999

Date:

"Express Mail" mailing label number: EL414970377US

Date of Deposit: November 18, 1999

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, D. C. 20231

Heather L. Adamson

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)

11.18.99

(Date signed)

|  |  |
|--|--|
| Serial/Patent No.: <b>***</b>  | Filing/Issue Date: <b>November 18, 1999</b>  |
| Client: <b>Intel Corp. (Nimrod Diamant)</b>  |  |
| Title: <b>APPARATUS AND METHOD FOR NETWORKING DRIVER PROTOCOL<br/>ENHANCEMENT</b>  |  |
| BSTZ File No.: <b>042390.P7279</b>   | Atty/Secty Initials: <b>ATA/SDY/ndm</b>  |
| Date Mailed: <b>November 18, 1999</b>  | Docket Due Date: <b>***</b>  |
| The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:                        |  |
| <input type="checkbox"/> Amendment/Response (____ pgs.)  | <input checked="" type="checkbox"/> Express Mail No.: <b>EL414970377US</b> <input checked="" type="checkbox"/> Check No. <b>7091</b> |
| <input type="checkbox"/> Appeal Brief (____ pgs.) (in triplicate)  | <input type="checkbox"/> _____ Month(s) Extension of Time Amt: <b>\$1,354.00</b>   |
| <input checked="" type="checkbox"/> Application - Utility ( <b>26</b> pgs., with cover and abstract)                     | <input type="checkbox"/> Information Disclosure Statement & PTO 149 (____ pgs.) <input type="checkbox"/> Check No. _____             |
| <input type="checkbox"/> Application - Rule 1.53(b) Continuation (____ pgs.)   | <input type="checkbox"/> Issue Fee Transmittal Amt: _____  |
| <input type="checkbox"/> Application - Rule 1.53(b) Divisional (____ pgs.)   | <input type="checkbox"/> Notice of Appeal  |
| <input type="checkbox"/> Application - Rule 1.53(b) CIP (____ pgs.)  | <input type="checkbox"/> Petition for Extension of Time  |
| <input type="checkbox"/> Application - Rule 1.53(d) CPA Transmittal (____ pgs.)  | <input type="checkbox"/> Petition for _____  |
| <input type="checkbox"/> Application - Design (____ pgs.)  | <input checked="" type="checkbox"/> Postcard   |
| <input type="checkbox"/> Application - PCT (____ pgs.)   | <input type="checkbox"/> Power of Attorney (____ pgs.)   |
| <input type="checkbox"/> Application - Provisional (____ pgs.)   | <input type="checkbox"/> Preliminary Amendment (____ pgs.)   |
| <input type="checkbox"/> Assignment and Cover Sheet  | <input type="checkbox"/> Reply Brief (____ pgs.)   |
| <input checked="" type="checkbox"/> Certificate of Mailing   | <input type="checkbox"/> Response to Notice of Missing Parts   |
| <input checked="" type="checkbox"/> Declaration & POA ( <b>4</b> pgs.) <b>unsigned</b>                                   | <input type="checkbox"/> Small Entity Declaration for Indep. Inventor/Small Business   |
| <input type="checkbox"/> Disclosure Docs & Orig & Copy of Invention Signed Letter (____ pgs.)                            | <input checked="" type="checkbox"/> Transmittal Letter, in duplicate   |
| <input checked="" type="checkbox"/> Drawings: <b>8</b> # of sheets includes <b>8</b> figures                             | <input checked="" type="checkbox"/> Fee Transmittal, in duplicate  |
| <input checked="" type="checkbox"/> Other: <b>Certificate of mailing with copy of return postcard signed by attorney</b> |  |

## FEE TRANSMITTAL

EXPRESS MAIL NO. EL414970377US

**Complete if Known:**

Application No. \_\_\_\_\_  
Filing Date November 18, 1999  
First Named Inventor Nimrod Diamant  
Group Art Unit \_\_\_\_\_  
Examiner Name \_\_\_\_\_  
Attorney Docket No. 042390.P7279

**METHOD OF PAYMENT (check one)**

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666

Deposit Account Name \_\_\_\_\_

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☐ Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance, 37 CFR 1.131(b)

2. ☒ Payment Enclosed  
☒ Check  
\_\_\_\_\_  
Money Order  
\_\_\_\_\_  
Other

jc688 U.S. PTO  
09/44:026  
11/18/99

**FEE CALCULATION (fees effective 10/01/97)**

**1. FILING FEE**

| Large Entity        |          | Small Entity |          | Fee Description                    | Fee Paid         |
|---------------------|----------|--------------|----------|------------------------------------|------------------|
| Fee Code            | Fee (\$) | Fee Code     | Fee (\$) |                                    |                  |
| 101                 | 760      | 201          | 380      | Utility application filing fee     | 760.00           |
| 106                 | 310      | 206          | 155      | Design application filing fee      |                  |
| 107                 | 480      | 207          | 240      | Plant filing fee                   |                  |
| 108                 | 760      | 208          | 380      | Reissue filing fee                 |                  |
| 114                 | 150      | 214          | 75       | Provisional application filing fee |                  |
| <b>SUBTOTAL (1)</b> |          |              |          |                                    | <b>\$ 760.00</b> |

**2. CLAIMS**

|                           |    |        | Extra |   | Fee from below |   | Fee Paid |
|---------------------------|----|--------|-------|---|----------------|---|----------|
| Total Claims              | 27 | - 20 = | 7     | X | 18.00          | = | 126.00   |
| Independent Claims        | 9  | - 3 =  | 6     | X | 78.00          | = | 468.00   |
| Multiple Dependent Claims |    |        |       | X |                | = |          |

| Large Entity        |          | Small Entity |          | Fee Description   | Fee Paid         |
|---------------------|----------|--------------|----------|---|------------------|
| Fee Code            | Fee (\$) | Fee Code     | Fee (\$) |   |                  |
| 103                 | 18       | 203          | 9        | Claims in excess of twenty                              | 126.00           |
| 102                 | 78       | 202          | 39       | Independent claims in excess of 3                       | 468.00           |
| 104                 | 260      | 204          | 130      | Multiple dependent claim                                |                  |
| 109                 | 78       | 209          | 39       | Reissue independent claims over original patent         |                  |
| 110                 | 18       | 210          | 9        | Reissue claims in excess of 20 and over original patent |                  |
| <b>SUBTOTAL (2)</b> |          |              |          |   | <b>\$ 594.00</b> |

**FEE CALCULATION (continued)**
**3. ADDITIONAL FEES**

| <u>Large Entity</u>       |                 | <u>Small Entity</u> |                 | <u>Fee Description</u>   | <u>Fee Paid</u> |
|---------------------------|-----------------|---------------------|-----------------|--|-----------------|
| <u>Fee Code</u>           | <u>Fee (\$)</u> | <u>Fee Code</u>     | <u>Fee (\$)</u> |  |                 |
| 105                       | 130             | 205                 | 65              | Surcharge - late filing fee or oath  |                 |
| 127                       | 50              | 227                 | 25              | Surcharge - late provisional filing fee or cover sheet                     |                 |
| 139                       | 130             | 139                 | 130             | Non-English specification  |                 |
| 147                       | 2,520           | 147                 | 2,520           | For filing a request for reexamination                                     |                 |
| 112                       | 920*            | 112                 | 920*            | Requesting publication of SIR prior to Examiner action                     |                 |
| 113                       | 1,840*          | 113                 | 1,840*          | Requesting publication of SIR after Examiner action                        |                 |
| 115                       | 110             | 215                 | 55              | Extension for response within first month                                  |                 |
| 116                       | 380             | 216                 | 190             | Extension for response within second month                                 |                 |
| 117                       | 870             | 217                 | 435             | Extension for response within third month                                  |                 |
| 118                       | 1,360           | 218                 | 680             | Extension for response within fourth month                                 |                 |
| 128                       | 1,850           | 228                 | 925             | Extension for response within fifth month                                  |                 |
| 119                       | 300             | 219                 | 150             | Notice of Appeal   |                 |
| 120                       | 300             | 220                 | 150             | Filing a brief in support of an appeal                                     |                 |
| 121                       | 260             | 221                 | 130             | Request for oral hearing   |                 |
| 138                       | 1,510           | 138                 | 1,510           | Petition to institute a public use proceeding                              |                 |
| 140                       | 110             | 240                 | 55              | Petition to revive unavoidably abandoned application                       |                 |
| 141                       | 1,210           | 241                 | 605             | Petition to revive unintentionally abandoned application                   |                 |
| 142                       | 1,210           | 242                 | 605             | Utility issue fee (or reissue)   |                 |
| 143                       | 430             | 243                 | 215             | Design issue fee   |                 |
| 144                       | 580             | 244                 | 290             | Plant issue fee  |                 |
| 122                       | 130             | 122                 | 130             | Petitions to the Commissioner  |                 |
| 123                       | 50              | 123                 | 50              | Petitions related to provisional applications                              |                 |
| 126                       | 240             | 126                 | 240             | Submission of Information Disclosure Stmt                                  |                 |
| 581                       | 40              | 581                 | 40              | Recording each patent assignment per property (times number of properties) |                 |
| 146                       | 760             | 246                 | 380             | For filing a submission after final rejection (see 37 CFR 1.129(a))        |                 |
| 149                       | 760             | 249                 | 380             | For each additional invention to be examined (see 37 CFR 1.129(a))         |                 |
| Other fee (specify) _____ |                 |                     |                 |  |                 |
| Other fee (specify) _____ |                 |                     |                 |  |                 |
| SUBTOTAL (3)              |                 |                     |                 |  | \$ 0.00         |

\*Reduced by Basic Filing Fee Paid

**TOTAL AMOUNT OF PAYMENT (\$)**

**\$ 1,354.00**

**SUBMITTED BY:** \_\_\_\_\_

**Typed or Printed Name:** Steven D. Yates

**Signature** 

**Date** November 18, 1999

**Reg. Number** 42,242

**Deposit Account User ID** \_\_\_\_\_

(complete if applicable)